

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2005-051473

02/26/2014

HONORABLE GERALD PORTER

CLERK OF THE COURT
T. Ross
Deputy

IN RE THE MATTER OF
RICKY PATTON

PAULA J BURNSTEIN

AND

MICHELLE E PATTON

STEPHANIE A STROMFORS

TRIAL MINUTE ENTRY

Court and counsel confer in chambers and off the record.

Prior to the commencement of the hearing, Petitioner's exhibits 1-10 and Respondent's exhibits 11-20 were marked for identification.

Courtroom 110 – Northeast Regional Court Center

10:58 a.m. This is the time set for Trial to the Court. Petitioner/Father Ricky Patton is present with counsel Paula Burnstein. Respondent/Mother Michelle Patton is present with counsel Stephanie Stromfors.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

The following petition remains outstanding; Petition to Modify Child Custody, Parenting Time and Child Support filed by Respondent on December 13, 2012.

Case matters are discussed.

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IT IS FURTHER ORDERED setting a telephonic Hearing on unreimbursed medical and child support set on **April 16, 2014 at 10:00 a.m. (45 minutes allotted)**. Counsel Burnstein shall initiate the conference call to (602) 506-4569.

Petitioner's exhibit 1 is received in evidence.

The parties have reached partial resolution of the outstanding issues. Said agreement is more fully set forth on the record and can be generally summarized as follows:

- The parties agree to resume joint legal decision-making.
- The parties agree that pending appropriate therapeutic intervention as recommended by Dr. Yee, the parties will resume the 2007 parenting time modified by minute entry contained in exhibit 1 received in evidence this date.
- The parties agree there shall be therapy for Lily. The parties do not yet agree whether it should be Safe Haven or another facility. The parties will defer whether to have Safe Haven or another facility to Dr. Yee.
- The parties agree they will split Dr. Moran, Dr. Simpson, Dr. Yee, and Julie Skakoon's fees equally. This will result in Mother owing Father reimbursement and will be offset against any reimbursement that Father owes Mother as and for medical, dental, and vision expense.
- The parties will accept the briefing schedule on that with Mother providing a list of all unreimbursed medical, dental, and vision expense that she owed reimbursement pursuant to current order through February of 2014. That list will be provided to Father by March 17, 2014. Father will have to April 8, 2014 to object to any items and provide a list back to Mother. Any items not objected to are deemed owed and will be an offset. If Father objects to any, a hearing will be set and the Court will resolve the issue of unreimbursed medical, dental, and vision.
- The parties further agree that but for some modifications on holiday parenting time, Father will not get make-up parenting time but there would be no recalculation for parenting time credit going back. A child support calculation would start March 1, 2014 going forward.

Ricky Patton and Michelle Patton are sworn.

Petitioner and Respondent both testify that they have heard and understood the agreement as dictated in the record in open court, and that this is, in fact, their agreement.

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THE COURT FINDS that the agreement entered into between the parties is not unfair, and is reasonable, and is in the best interests of the parties' minor child(ren).

IT IS ORDERED approving the agreement of the parties as a binding agreement pursuant to Rule 69, Arizona Rules of Family Law Procedure.

IT IS FURTHER ORDERED the Court will appoint a mental health provider to serve as Parenting Coordinator. The parties shall submit a stipulated name or an unattributed list of four names in alphabetical order, two from each party, no later than 5:00 p.m. on March 10, 2014. If the parties provide a stipulated name, the Court will appoint same, if the parties submit a list of four names; the Court will select and appoint a provider from the list. The fees shall be paid according to the percentages of income on the most recent child support worksheet.

IT IS FURTHER ORDERED continuing this matter to **3:00 p.m.** this date. Counsel Burnstein shall initiate the conference call to this division at (602) 506-4569.

11:28 a.m. Court stands at recess.

3:01 p.m. Court reconvenes. Petitioner/Father Ricky Patton appears telephonically with counsel Paula Burnstein. Counsel Stephanie Stromfors appears telephonically on behalf of Respondent/Mother Michelle Patton.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Dr. Yee appears telephonically and makes recommendations on Father's parenting time.

Discussion is held regarding reunification therapy.

The parties agree that Dr. Yee will remain as the coordinator for the therapeutic intervention process and that Julie Skakoon will serve as the therapeutic interventionist.

The parties further agree they will defer to Dr. Yee for the appointment of an appropriate therapist to work with Lily. The therapist shall counsel Lily both on issues that she is dealing with with respect to issues that she has raised in these proceedings and shall also counsel Lily in promotion of the therapeutic intervention process.

IT IS ORDERED the parties shall cooperate with Dr. Yee and Ms. Skakoon.

IT IS FURTHER ORDERED that therapeutic intervention shall occur as directed by Dr. Yee, subject to oversight by the Court. Either party may file an objection should a party feel

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that the therapeutic intervention services are moving too quickly or too slowly and a hearing will be held. The goal with therapeutic intervention is to implement the Rule 69 agreement reached this date.

Base on discussion with Dr. Yee and the parties,

IT IS ORDERED that there be no contact of any kind by the paternal aunts with the children. This may be revisited at a later date, but shall not be revisited until such time as the therapeutic intervention process is complete, normal parenting time is restored, and the children are mentally healthy and prepared to resume communication.

IT IS FURTHER ORDERED that once a parenting coordinator is appointed in this matter, the parenting coordinator shall address all issues raised by the parties, except issues pertaining to the therapeutic intervention process which shall be addressed only with Dr. Yee.

There being no further need to retain the exhibits not offered in evidence in the custody of the Clerk of the Court,

IT IS ORDERED that the Clerk permanently release all exhibits not offered in evidence to the counsel/party causing them to be marked or written designee. Counsel/party or written designee shall have the right to re-file relevant exhibits as needed in support of any appeal or post-conviction relief. Re-filed exhibits must be accompanied by a Notice of Re-filing Exhibits and presented to the Exhibits Room of the Clerk's Office. The Court's exhibit tag must remain intact on all re-filed exhibits.

IT IS FURTHER ORDERED that counsel take immediate possession of all exhibits referenced above.

IT IS FURTHER ORDERED if counsel/party or written designee has not taken possession of the exhibits from the courtroom clerk's office within thirty (30) days from the date of this minute entry, thereafter, the clerk is authorized to dispose of the exhibits.

ISSUED: Exhibit Release Form (2)

FILED: Exhibit Worksheet

3:34 p.m. Matter concludes.

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All parties representing themselves must keep the Court updated with address changes.
A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.